



TM

CTIA

Building The Wireless Future™

Cellular Telecommunications & Internet Association

June 27, 2002

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
12th Street Lobby, TW-A325
Washington, DC 20554

Re: Ex Parte Presentation
IB Docket No. 01-185; ET Docket No. 95-18

Dear Ms. Dortch:

On June 26, 2002, the Cellular Telecommunications & Internet Association ("CTIA") represented by Tom Wheeler, President and CEO, Steven Berry, Senior Vice President for Government Affairs, and Diane Cornell, Vice President for Regulatory Policy, met with Chairman Powell, his Senior Legal Advisor Peter Tenhula, and Kevin Leston, an intern in the Chairman's office. The parties discussed issues relating to the above-captioned Notice of Proposed Rulemaking on terrestrial flexibility, as well as New ICO's ancillary terrestrial component ("ATC") proposal. CTIA reiterated its view that the New ICO ATC proposal and the statements by New ICO in support of its proposal demonstrate that the 2 GHz Mobile Satellite Service ("MSS") spectrum should be reallocated from MSS, and made available for other services through an auction. CTIA also emphasized that the terrestrial flexibility sought by New ICO is inconsistent with Commission precedent, and with the requirements of the Communications Act, which requires that spectrum for terrestrial services be auctioned.

Pursuant to Section 1.1206 of the Commission's Rules, this letter is being filed with your office. If you have any questions concerning this submission, please contact the undersigned.

Sincerely,

Diane Cornell

Diane Cornell

Cc: Chairman Michael Powell
Peter Tenhula

